

**UNITED STATES DISTRICT COURT
FOR THE MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

UNITED STATES OF AMERICA)
)
v.) Case No. 3:22-CR-00327
)
[1] CHESTER GALLAGHER) JUDGE TRAUGER
[2] HEATHER IDONI)
[3] CALVIN ZASTROW)
[4] COLEMAN BOYD)
[5] CAROLINE DAVIS)
[6] PAUL VAUGHN)
[7] DENNIS GREEN)
[8] EVA EDL)
[9] EVA ZASTROW)
[10] JAMES ZASTROW)
[11] PAUL PLACE)

**DEFENDANTS' MOTION REQUESTING LEAVE OF COURT TO FILE
MEMORANDUM OF LAW IN EXCESS OF TWENTY-FIVE PAGES**

COME NOW Defendants Paul Vaughn, Coleman Boyd, Caroline Davis, Eva Edl, Chester Gallagher, Dennis Green, Heather Idoni, Paul Place, Calvin Zastrow, Eva Zastrow and James Zastrow, by and through counsel, and hereby request leave of court for permission to file a memorandum of law in excess of the twenty-five page limit imposed by Local Rules of Court for the Middle District of Tennessee, Rule L.R. 7.01(a)(2). Filed contemporaneously with this request is the Defendants' Motion to Dismiss Indictment on Grounds of Selective Prosecution; that FACE is an Unconstitutional Content-Based Regulation of Speech; Violation of the Religious Freedom Restoration Act and the Free Exercise Clause; for Lack of Jurisdiction; and for the Personhood of the unborn. Defendants Vaughn, Gallgher, Idoni, Zastrow, Boyd, Davis, and Green also move for dismissal of the conspiracy charge, Count One of the Indictment, on grounds of the lack of civil rights at issue; the Government's motive is to suppress speech; the penalty is disproportionate to

the alleged crime; and to charge a felony conspiracy to commit a misdemeanor FACE crime is contrary to the intent of Congress in enacting FACE. Defendants also include a supporting memorandum of law which contains a comprehensive legal memorandum that is approximately fifty pages in length.

Due to the number of issues that are thoroughly raised in the contemporaneously filed motion and memorandum, and the number of Defendants included in the motion, Defendants request leave of this Court to exceed the twenty-five page limit placed on legal memoranda.

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that a true and exact copy of the foregoing Motion to Continue was filed electronically and served on the following by the EF/CME electronic filing system:

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This the 8th day of March, 2023.

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